



General Assembly

February Session, 2010

***Amendment***

LCO No. 5708

**\*SB0042805708SR0\***

Offered by:  
SEN. FASANO, 34<sup>th</sup> Dist.

To: Subst. Senate Bill No. 428

File No. 379

Cal. No. 271

(As Amended)

***"AN ACT CONCERNING REVISIONS TO THE PUBLIC HEALTH  
RELATED STATUTES."***

1 Strike section 12 in its entirety and substitute the following in lieu  
2 thereof:

3 "Sec. 12. Section 20-29 of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective October 1, 2010*):

5 The Board of Chiropractic Examiners may take any of the actions set  
6 forth in section 19a-17 for any of the following reasons: The  
7 employment of fraud or deception in obtaining a license, habitual  
8 intemperance in the use of ardent spirits, narcotics or stimulants to  
9 such an extent as to incapacitate the user for the performance of  
10 professional duties, violation of any provisions of this chapter or  
11 regulations adopted hereunder, engaging in fraud or material  
12 deception in the course of professional services or activities, physical  
13 or mental illness, emotional disorder or loss of motor skill, including,

14 but not limited to, deterioration through the aging process, illegal,  
15 incompetent or negligent conduct in the practice of chiropractic, failure  
16 to maintain professional liability insurance or other indemnity against  
17 liability for professional malpractice as provided in subsection (a) of  
18 section 20-28b, failure to comply with the continuing education  
19 requirements as set forth in section 20-32, failure to comply with the  
20 notice requirements as set forth in section 501 of this act, or failure to  
21 provide information to the Department of Public Health required to  
22 complete a health care provider profile, as set forth in section 20-13j.  
23 Any practitioner against whom any of the foregoing grounds for action  
24 under said section 19a-17 are presented to said board shall be  
25 furnished with a copy of the complaint and shall have a hearing before  
26 said board. The hearing shall be conducted in accordance with the  
27 regulations established by the Commissioner of Public Health. Said  
28 board may, at any time within two years of such action, by a majority  
29 vote, rescind such action. The Commissioner of Public Health may  
30 order a license holder to submit to a reasonable physical or mental  
31 examination if his physical or mental capacity to practice safely is the  
32 subject of an investigation. Said commissioner may petition the  
33 superior court for the judicial district of Hartford to enforce such order  
34 or any action taken pursuant to section 19a-17."

35 After the last section, add the following and renumber sections and  
36 internal references accordingly:

37 "Sec. 501. (NEW) (*Effective from passage*) On and after October 1,  
38 2010, a chiropractor, licensed under the provisions of chapter 372 of  
39 the general statutes, shall provide the following notice in twelve-point  
40 type to a patient undergoing the performance of a joint mobilization,  
41 adjustment or manipulation of the cervical spine: "I have performed a  
42 joint mobilization, adjustment or manipulation of the cervical spine. In  
43 very rare instances this mobilization, adjustment or manipulation of  
44 the cervical spine has been associated with a vertebral artery  
45 dissection. If left untreated a vertebral artery dissection may cause a  
46 serious medical condition. If you suffer from any of the following  
47 symptoms seek immediate emergency medical care: severe headache,

48 numbness, dizziness, blurred vision, nausea or vomiting." The State  
49 Board of Chiropractic Examiners shall prescribe the frequency that  
50 such notice is provided to a patient of chiropractic who undergoes a  
51 joint mobilization, adjustment or manipulation of the cervical spine,  
52 but in no event shall such notice be provided on less than an annual  
53 basis."